

**IN THE UNITED STATES DISTRICT COURT  
FOR THE NORTHERN DISTRICT OF ALABAMA  
NORTHEASTERN DIVISION**

KELVIN CARLOS BATES, )  
                            )  
Plaintiff,              )  
                            )  
v.                         )      Case No. 5:14-cv-01143-SLB-JEO  
                            )  
MORGAN COUNTY DHR, et al., )  
                            )  
Defendants.             )

**MEMORANDUM OF OPINION**

The magistrate judge filed a report on February 2, 2015, recommending that this action be dismissed without prejudice for failing to state a claim upon which relief can be granted, pursuant to 28 U.S.C. § 1915A(b)(1). Although the plaintiff was advised of his right to file specific written objections within fourteen days, he has failed to respond to the report and recommendation within the time prescribed.

Having carefully reviewed and considered *de novo* all the materials in the court file, including the report and recommendation, the Court is of the opinion that the magistrate judge's report is due to be and is hereby ADOPTED and the recommendation is ACCEPTED. Therefore, in accordance with 28 U.S.C. § 1915A(b)(1), this action is due to be dismissed without prejudice for failing to state a claim upon which relief can be granted. A Final Judgment will be entered contemporaneously herewith.

**DATED** this 24th day of March, 2015.

Sharon Lovelace Blackburn

SHARON LOVELACE BLACKBURN  
UNITED STATES DISTRICT JUDGE